Office of the Yavapai County Attorney 255 E. Gurley Street, Suite 300 Prescott, AZ 86301 Phone: (928) 771-3344 Facsimile: (928) 771-3110 1

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YAVAPAI COUNTY ATTORNEY'S OFFICE JOSEPH C. BUTNER SBN 005229 DEPUTY COUNTY ATTORNEY 255 East Gurley Street Prescott, AZ 86301 Telephone: 928-771-3344 SUPERIOR COURT

MAY THE COUPTY, ARIZONA

2009 JUN 19 PM 4: 16

JERRY HICKS, CLERK

RY: S Smisko

IN THE SUPERIOR COURT OF STATE OF ARIZONA

IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA,

Plaintiff,
v.

STATE'S NOTICE TO WITHDRAW
AMENDED MOTION TO COMPEL
AMAZON.COM TO PRODUCE
DEFENDANT'S PURCHASE HISTORY
FOR IN CAMERA INSPECTION, AND
ORDER.

The State of Arizona, by and through Sheila Sullivan Polk, Yavapai County Attorney, and her deputy, Joseph C. Butner, hereby notifies the Court that it has received information from David Bodney, counsel for Amazon.com, that Defendant's purchase history has been carefully reviewed for any and all purchases of nonfiction works, between January 1, 2006, and October 23, 2008, ordered by or shipped to Defendant on the subject of: 1) how to kill someone without detection, and 2) how to commit a crime and disappear, and that no such purchases were found other than those previously disclosed. Therefore, the State is withdrawing its Amended Motion to Compel Amazon.com to produce Defendant's purchase history for an *in camera* inspection.

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1	RESPECTFULLY SUBMITTED this 19 June, 2009.
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3	Sheila Sullivan Polk YAVAPAI C <u>OU</u> NTY ATTORNEY
4	TAVAFAI COUNTI ATTORNET
5	By: Danne For
6	Joseph C/Butner Deputy County Attorney
7	
8	COPIES of the foregoing delivered this day of June, 2009 to:
9	Honorable Thomas J. Lindberg
10	Division 6 Yavapai County Superior Court
11	(via eamail)
12	David Bodney
13	Steptoe & Johnson 201 East Washington Street, Suite 1600
14	Phoenix, AZ 85004 Attorney for Amazon.com
15	(via email and USPS)
16	John Sears
17	107 North Cortez Street, Suite 104 Prescott, AZ 86301
18	Attorney for Defendant (via email and Courthouse box)
19	
20	Larry Hammond Anne Chapman
21	Osborn Maledon, P.A. 2929 North Central Ave, 21 st Floor
22	Phoenix, AZ
23	Attorney for Defendant (via email and USPS)
24	
25	By: Deb Courell